IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.539 OF 2006

Aditya Ravindran Iyengar. .. Petitioner
v/s.
The Univeristy of Mumbai & anr. .. Respondents

Mr.A.L.Gore i/by Mr. C.J.Abhyankar for petitioner.
Mr.R.A.Rodrigues with Mr.B.U.Phadnis for res.No.1.
Ms.Nandini Menon for res.No.2.

CORAM : H.L. GOKHALE &
ABHAY S. OKA, JJ.

DATED : 1st March 2006

P.C. :

1. Heard the learned Counsel for the parties.

2. The petitioner is a student of B.E. degree course in Computer Engineering studying in the 2nd respondent-college. He had a short-fall in his attendance for the 7th semester. The College has now condoned that short-fall. The Petition was filed at the stage when the petitioner was not being permitted to appear for the examination. By an order passed on 28.11.2005, he was permitted to appear for the examination. Now, the College has condoned that short-fall in attendance. In view thereof, the Management Council of the University has under item No.33 taken the following decision with respect to the 7th semester examination regularising his

appearance for the 7th semester examination:-

> " **Item No.33:**
>
> After considerable discussion in the matter of Shri Aditya Iyengar, a student of S.I.E.S. Graduate School of Technology, allowing him to appear for B.E. (Computer) Semester VII examination of second half of the year 2005, it was resolved that the candidate be permitted to appear for the B.E. Semester VII examination."

In view thereof, now the result of the petitioner may be declared.

3. We add that in the event the petitioner fails in the examination, it will be open to the petitioner to apply for re-valuation to the College within one month from the date of the declaration of the results which is otherwise the period provided for applying for re-valuation.

5. Petition stands disposed of with the above order.

(H.L. GOKHALE, J.)

(ABHAY S. OKA, J.)